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COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, JANUARY 23, 2002

APPLICATION OF

MCI WORLDCOM COMMUNICATIONS
OF VIRGINIA, INC.

CASE NO. PUC000237

To accept tariff filing

ORDER

On September 1, 2000, MCI WORLDCOM Communications of Virginia, Inc. ("MCI WORLDCOM" or "the Company"), filed with the State Corporation Commission ("Commission") a Motion to Accept Tariff Filing and accompanying revised tariff for its Maximum Security Collect rates. We described the circumstances leading up to this tariff filing in our Order of September 26, 2000, in Robert E. Lee Jones, Jr. v. MCI WORLDCOM Network Services of Virginia, Inc., and MCI WORLDCOM Communications of Virginia, Inc., Case No. PUC990157.

Case No. PUC990157 was a complaint proceeding concerning the Company's Maximum Security Collect service. In the September 26, 2000, Order in that case, we explained that by letter of April 18, 2000, to Mr. William Irby, Director of the Commission's Division of Communications, MCI WORLDCOM advised the Commission that its tariff on file did not reflect the

rates, terms, and conditions that were in effect since January 1, 1999, for the Company's Maximum Security Collect service. The Company requested a retroactive effective date of January 1, 1999, for its tariff and further sought to withdraw the tariff altogether, maintaining that the tariff had been "originally filed for informational purposes only," and that this service was not subject to the Commission's jurisdiction. By letter of May 5, 2000, Mr. Irby advised MCI WORLDCOM that the Company's requested withdrawal of and retroactive effect to the tariff could not be accepted as it was not filled in compliance with the Commission's regulations. Mr. Irby urged the Company to file a revised Maximum Security Collect tariff with correct rates. The Company then made its filing of September 1, 2000.

In the August 22, 2001, Final Order in Case No. PUC990157, we found that the Company's Maximum Security Collect service is not exempt from our jurisdiction and that the rates charged for this service since January 1, 1999, were not in conformance with the Company's filed tariff.¹ We stated that we would accept MCI WORLDCOM'S September 1, 2000, tariff filing for purposes of mitigating the Company's potential liability and directed the Company to perform an accounting of its charges to customers

¹ We noted that MCI WORLDCOM is required, as are all certificated carriers, to file its schedules of rates and charges with the Commission and that the Company must charge only such tariffed rates. See C & P Tel. Co. of Va. v. Bles, 218 Va. 1010, 1013-14 (1978); Va. Code § 56-234.

receiving the Maximum Security Collect service for the period January 1, 1999, through August 31, 2000.

Moreover, because we found in Case No. PUC990157 that the Maximum Security Collect service was not provided on a competitive basis consistent with § 56-481.1 of the Code of Virginia, we determined that traditional ratemaking procedures must be imposed for this interexchange service. We, therefore, declared the rates and charges for this service interim and subject to refund as of the date of the Final Order in that proceeding.

The Final Order in Case No. PUC990157 directed MCI WORLDCOM to file with the Commission the results of the accounting within 90 days of our initial Order in Case No. PUC00237, where this matter would be considered further, and to file before January 7, 2002, rates and charges for its Maximum Security Collect service, and supporting cost data, based on the ratemaking provisions of Chapter 10 of Title 56 of the Code of Virginia.

We delayed proceeding with this tariff filing after suspending our Final Order in response to a Petition for Reconsideration filed in Case No. PUC990157. The Commission entered an Order on Reconsideration today wherein we reinstated the judgment of our Final Order.

Accordingly, IT IS ORDERED THAT:

(1) This matter is docketed and assigned Case No. PUC000237.

(2) MCI WORLDCOM shall perform an accounting of its charges to customers receiving its Maximum Security Collect service during the period January 1, 1999, to August 31, 2000, and shall, within ninety (90) days from the date of this Order, file with the Commission the results of said accounting.

(3) On or before May 20, 2002, MCI WORLDCOM shall file with the Commission proposed rates and charges for its Maximum Security Collect intrastate interexchange telecommunications service, with supporting cost data, based on the ratemaking provisions of Chapter 10 of Title 56 of the Code of Virginia.

(4) This matter is continued for further orders of the Commission.